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(605) 342-1078

March 15, 2018

Rebecca L. Mann

Email: rmann@gpna.com

Direct Dial: (605) 719-3486

Fax No.: (605) 342-9503

VIA FEDERAL EXPRESS

Darrell Nitschke
Executive Secretary
North Dakota Public Service Commission
State Capitol
600 East Boulevard
Bismarck, ND 58505-0480



Re: **Motion for Admission *Pro Hac Vice***
ND PUC Docket PU-17-398/Otter Tail Power rate increase
GPNA File No. 05960.0070

Dear Mr. Nitschke:

Enclosed for filing please find an original and seven (7) copies of the motion of Rebecca L. Mann for admittance of Mr. Talbot J. Wiczorek, *pro hac vice*, to represent Wal-Mart Stores, Inc. in the above-referenced case.

A copy of the enclosed motion and Mr. Wiczorek's affidavit have been sent to the North Dakota Board of Law Examiners on a date even herewith. Mr. Wiczorek has paid the fee required under Rule 3 of the North Dakota Admission to Practice Rule for calendar year 2018 by submitting payment in the amount of \$380.

Please feel free to contact me if you have any questions or concerns.

Sincerely,

Rebecca L. Mann

RLM:sls
Enclosures

71 PU-17-398 Filed 03/16/2018 Pages: 7
Motion for Admission Pro Hac Vice with supporting documentation

Rebecca L. Mann, GPNA

**STATE OF NORTH DAKOTA
BEFORE THE
NORTH DAKOTA PUBLIC SERVICE COMMISSION**

In the Matter of the Application of)
Otter Tail Power Company for)
Authority to Increase Rates for)
Electric Service in North Dakota)
)
)

Docket No. PU-17-398

**MOTION FOR ADMISSION
*PRO HAC VICE***

I, Rebecca L. Mann, hereby move the North Dakota Public Service Commission (Commission) for an Order granting Talbot J. Wieczorek permission to appear *pro hac vice* in the above-captioned matter on behalf of Wal-Mart Stores, Inc. (Wal-Mart). Grounds for this motion are as follows:

1. Talbot J. Wieczorek is a senior partner with the law firm of Gunderson, Palmer, Nelson & Ashmore, LLP, and in that role provides legal services and counsel to Wal-Mart, an Intervenor in the above-captioned proceeding.

2. Talbot J. Wieczorek is admitted to practice law in the state of South Dakota and is a member of good standing of the State Bar of South Dakota. A Certificate of Good Standing is attached hereto as **Exhibit A**.

3. Attached hereto as **Exhibit B** is Talbot J. Wieczorek's Affidavit as required by Rule 3, North Dakota Admission to Practice Rules.

4. Talbot J. Wieczorek has filed a copy of this motion and affidavit with the State Board of Law Examiners on a date even herewith.

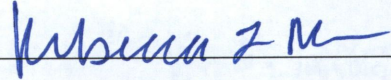
5. Talbot J. Wieczorek has paid the required fee to the State Board of Law Examiners required for an attorney who is admitted in North Dakota *pro hac vice* under Rule 3 of the North Dakota Admission to Practice Rules.

6. Talbot J. Wieczorek will designate Rebecca L. Mann, with the firm of Gunderson, Palmer, Nelson & Ashmore, LLP, 506 Sixth Street, Rapid City, South Dakota 57701 as an associate attorney admitted and licensed to practice law in the state of North Dakota (ND Bar No. 06842).

7. Pursuant to Rule 3 of the North Dakota Admission to Practice Rules, I respectfully request the Commission issue an Order granting permission for Talbot J. Wieczorek to practice before the Commission *pro hac vice*.

Dated: March 15, 2018.

GUNDERSON, PALMER, NELSON &
ASHMORE, LLP

By: 

Rebecca L. Mann, North Dakota Bar No. 06842

506 Sixth Street

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Attorneys for Wal-Mart Stores, Inc.



State Bar of *South Dakota*

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Board of Bar Commissioners

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6th Circuit: Richard M. Williams, Pierre

7th Circuit: McLean A. Thompson Kerver, Rapid City

At Large: Steven K. Huff, Yankton

Marshall C. Lovrien, Aberdeen

Jana M. Miner, Pierre

Rebecca Morlock Reeves, Watertown

Jennifer M. Williams, Rapid City

Colleen M. Zea, Sioux Falls

To Whom It May Concern:

This is to certify that Mr. Talbot J. Wiczorek of Rapid City, SD was admitted to practice law in the State of South Dakota on September 16, 1991; that he is presently listed on the roster of active practitioners in this state in good standing and is presently, and has been at all times since that year, in good standing and admitted to practice before the Supreme Court of South Dakota, and further, that his fitness to practice law and his conduct as an attorney have never been legitimately challenged before the Disciplinary Board of the State Bar of South Dakota.

Dated at Pierre, South Dakota, this 14th day of March 2018.

Tracie Bradford
Communications Director
State Bar of South Dakota

Exhibit A

**STATE OF NORTH DAKOTA
BEFORE THE
NORTH DAKOTA PUBLIC SERVICE COMMISSION**

In the Matter of the Application of)
Otter Tail Power Company for)
Authority to Increase Rates for)
Electric Service in North Dakota)
)
)

Docket No. PU-17-398

**AFFIDAVIT OF TALBOT J.
WIECZOREK FOR ADMISSION
*PRO HAC VICE***

State of South Dakota)
)ss.
County of Pennington)

I, Talbot J. Wieczorek, being duly sworn upon my oath, depose and state as follows:

1. I have been admitted to practice law in the state of South Dakota and I have been practicing law in the state of South Dakota since 1991.
2. I am not presently subject to a disciplinary proceeding in any jurisdiction.
3. I am not under any restriction or probation in the practice of law in any jurisdiction in which I am licensed.
4. I am not now, nor have I ever been suspended or disbarred from any court in any jurisdiction.
5. I have not appeared in any North Dakota actions during the preceding three years.
6. Attached is a true and correct copy of a Certificate of Good Standing from the State Bar of South Dakota dated March 14, 2018.
7. My firm's address is 506 Sixth Street, Rapid City, South Dakota 57701, telephone number (605) 342-1078, and my email address is tjw@gpna.com.
8. I certify that I have paid the fee required for a lawyer who has been licensed in the state for five years or more to the State Board of Law Examiners for the 2018 calendar year.

Dated this 8th day of March, 2018.


Talbot J. Wieczorek

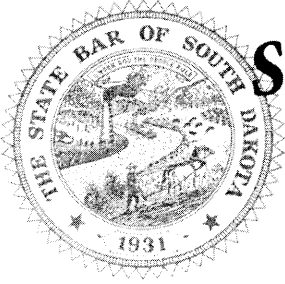
Subscribed and sworn to before me this 15th day of March, 2018.



Sheila L. Solano

Notary Public – South Dakota

My Commission Expires: 04-10-2023



State Bar of *South Dakota*

www.statebarofsouthdakota.com

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Dated at Pierre, South Dakota, this 14th day of March 2018.

Tracie Bradford
Communications Director
State Bar of South Dakota